

VILLAGE OF PALMYRA BOARD OF TRUSTEES

REGULAR MEETING

11/18/91

7:00 P.M.

PRESENT; Deputy Mayor/Trustee Daniel S. Pope, III, Thomas Lynch, C. D. Gilmore, and Daniel Wooden.

CALL TO ORDER; Deputy Mayor Daniel Pope, III called the meeting to order at 7:05 p.m. with a moment of silence in memory of the Grandfather of Kerry Elvin, Deputy Village Clerk, and Grace Dillon, resident and long time friend of the Village of Palmyra.

BOARD MEETING MINUTES; A motion was made by Deputy Mayor, Dan Pope to approve the minutes of 10/16/91, 10/17/91, 10/21/91, and 10/24/91. The motion was seconded by Trustee Wooden, vote/4 ayes. **CARRIED.**

A motion was made by Deputy Mayor Pope to approve the minutes of 11/4/91 as corrected. Correction made to **AMEND LOCAL LAW #3. RE RETIREMENT INCENTIVE**, to read Trustee Lynch noted he was voting for the change in the law only. Seconded by Trustee Gilmore, vote/4 ayes. **CARRIED.**

MAYOR ELLIOTT'S REPORT; No report, Mayor Elliott is at a NYCOM conference in Albany.

TRUSTEE LYNCH REPORT; The leaves are still being picked up and will continue as long as they can and there is a need. The cemetery crew has been installing the lights on Main Street and they are up with plans to light them the day after Thanksgiving. The cemetery crew has been helping with the leave pickup.

Trustee Gilmore **commended the highway crews and the cemetery crews for the fine job that they are doing with regards to the leaf pickup.**

A complaint by Mrs. Barkham concerning the sidewalk on and near 210 Stafford Street in front of Mrs. Whitbeck's home was noted. There is a tree growing up through it and in some parts there is little if any sidewalk left. Trustee Lynch will check the budget for sidewalk repair. Deputy Mayor Pope noted that complaints need to be addressed and the walk should smoothed out if possible. Trustee Lynch will check with Jerry at the Highway Department and have him look over the situation .

TRUSTEE GILMORE; A motion was made by Trustee Gilmore to approve the Fire contract with Manchester subject to the signing of the Palmyra Fire Company and approval by the Village Attorney, John Nesbitt. Motion was seconded by Deputy Mayor Dan Pope. Vote/4 ayes. **CARRIED.**

Trustee Gilmore noted an article concerning Section 94 of General Municipal Law concerning St. Comp. No. 91-28 dated 7-16-91 concerning profits resulting from sale of water to those outside the Village for general Village purposes. Deputy Mayor Pope to check into the possibility of calculating the separation of funds.

Applications for fire department; Mr. Guy C. Confer, Jr. and Mr. Robert W. Copenhagen were discussed. A motion was made by Trustee Gilmore to accept the applications of both gentlemen pending positive physical examinations. Motion seconded by Trustee Lynch. Vote/4 ayes. **CARRIED.**

TRUSTEE/DEPUTY MAYOR POPE REPORTS ; SANTA RUN -- A motion was made by Deputy Mayor Pope to have a similar celebration for the Village as last year assuming we can find a Santa Claus. Seconded by Dan Wooden, discussion noted that it should be the Sunday after Thanksgiving. Vote/4 ayes, **CARRIED.**

REPORT ON UNION CONTRACT STATUS: Deputy Mayor Pope stated that the new contract with the new rates had been typed and that a copy needed to be sent to Debbie Lee for Union correction or approval. He instructed the Village Clerk to take care of. He noted that as soon as the Union approved, the Board could move on the contract by the next meeting; and at which time the pay rates for the other employees would be addressed.

TRUSTEE WOODEN REPORT; Asking about the newspapers up stairs and suggested that we contact Ann Guest to see if she knows anything about them. Deputy Mayor Pope suggested that a call be made to the recycling people to see if the truck would pick up the papers and have the highway crew bring them downstairs to the street for removal.

Snow removal at the Library discussed. Roger Bulman can do it Monday, Wednesday, and Friday only. Tuesdays and Thursdays Roger Weavers' crew could do. (side walk and ramp) Could cemetery crew clean off the leaves on the Library lawn? Tom Lynch noted that the cemetery crew would have time now and could do it.

A meeting of the Ontario Soil and Water Conservation on Wednesday. Harold will be going. Trustee Wooden is going to get together with the Town of Hopewell and the Village of Newark to see if they want to go into together and have someone inspect our water for Zebra Mussels.

HANDICAP RAMP: Trustee Wooden noted that a local person has community service hours and could work on it. It was noted that no design specifications had to be made but it would have to be to code. Trustee Lynch thought that pressure treated lumber and concrete would look better than black pipe and concrete and would be easier to maintain. Mr. Pope asked if the VOP could get alternate designs for the ramp, the answer was yes.

EASEMENT ON RIDERS PROPERTY: Bill for \$50 for "Computations, amending map and providing legal description of a 15 foot wide waterline easement to be granted by you on Throop Street in the Village of Palmyra. Invoice from the MRB GROUP, ENGINEERING, ARCHITECTURE, SURVEYING, P.C. Motion made by Trustee Lynch and seconded by Trustee Gilmore, vote/4 ayes. CARRIED.

ABSTRACT #13: Deputy Mayor Pope moved to approve all vouchers #514-#554, less voucher #520 which was paid 11/4/91, totalling \$16,101.68 with at least three (3) signatures of approval on them. Trustee Wooden seconded, Vote/4 ayes. CARRIED.

FOSTER STREET DRAINAGE; Mr. Steve Venturino had some questions regarding the number of ditches in question and the creek itself. He stated that the ditches need to be cleaned and that the map doesn't refer to three (3) ditches but that they are listed on the easement. Mr. Venturino stated that he had no problem with the drop inlet using piping. Deputy Mayor Pope stated that the piping would be hard to keep clean but Mr. Venturino stated that was the option that he had chosen. When asked about a tentative date, Mr. Venturino stated his request would be to have the VOP install the drop inlet and piping using the revenues from his new house. Mr. Venturino asked to have the Village Board and the Village Attorney consider this. It was stated by Deputy Mayor Pope that the Village legally could not do this. Much discussion followed with reference to who caused problem, how long has problem been here, and neighbor's concerns.

It was noted that the rest of the project was not complete and that it was difficult to assess the overall problem per Trustee Lynch. Trustee Wooden remarked, why should the Village of Palmyra assume responsibility to fix a problem Steve Venturino caused? Mr. Venturino stated that he wanted a win/win situation and that

AFFIDAVIT OF PUBLICATION

copy

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STATE OF NEW YORK,)
County of Wayne,) SS:

Rosalie J. Mouton, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

October 2, 1991

**LEGAL NOTICE
BIDS FOR
WATER PUMPS
AND MOTORS**

PLEASE TAKE NOTICE that the Board of Trustees of the Village of Palmyra is seeking separate sealed bids for the Water and Wastewater Department,

Village of Palmyra, for the following:

1. Two (2) Worthington 4LR-4 horizontal split-case water pumps and

2. Two (2) Baldor 50 H.P. energy efficient motors, or dimensional and functional equivalent--and two (2) ASEA Brown Boveri 50 H.P. variable torque split drives, or dimensional and functional equivalent, and

Two (2) Browning 2080H guide-flex couplings, or dimensional and functional equivalent.

Specifications are available in detail at the Office of the Village Clerk, 144 East Main Street, Palmyra, Wayne County, New York, between the hours of 9:00 a.m. and 5:00 p.m. Monday through Friday.

Bids will be received by the Village Clerk up to 3:00 p.m., Friday, October 18, 1991, at which time the bids will be publicly opened. Section 102-d of the General Municipal Law requires a non-collusive certificate attached to the bid signed by the bidder.

The Board of Trustees of the Village of Palmyra reserves the right to reject any or all bids and re-advertise.

**THE VILLAGE BOARD
VILLAGE OF PALMYRA
Ethel B. Johnson
Village Clerk
Dated: September 30, 1991
(2291) (O-2)**

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me
this 1st day of October 1991

Maureen Freida
Notary Public

Fee: \$ 20.79

MAUREEN FREIDA
Notary Public, State of New York
WAYNE COUNTY
Registration # 4980596
Commission Expires 4/22/93

the VOP would get an easement. The option of Mr. Venturino doing the South side of the pond with the VOP doing the other side was mentioned by Mr. Venturino. Much more discussion followed.

Trustee Gilmore stated he thought the pond was at least 1/3 larger. Deputy Mayor Pope asked if the banks were higher, and if the banks were at the same level as before? He mentioned that where the banks were higher put in pipes to maintain the same level. Mr. Venturino agreed to this concept. Trustee Lynch gave his opinion stating no help with money from the VOP. Trustee Wooden noted that Lapes said that the drainage had worked before. Mr. Venturino showed some pictures and stated that this was not a new problem and has been a problem for about 6-7 years. Trustee Wooden stated that the problem had gotten worse because of construction.

Mr. Venturino stated he wanted a drop inlet with help from the VOP. The VOP would do part on the Village property and they (? meaning Venturinos) would take care of the Town property. Again Trustee Lynch stated the the VOP could not do on private property.

Result of discussion was that Mr. Venturino would have two (2) additional weeks until the Board met again on December 2. Trustee Lynch said that he would talk to J.C. Smith.

BUTLER SHOCK: Mayor Elliott is still checking into.

FEE SCHEDULE TO COMPLETMENT LL#1 Trustee Gilmore is still working on tabled to next meeting.

BID OPENING; Cab for L8000 truck. Bid from Genesee Ford Truck of \$16,582. No other bids came in. Noted that the Permissive Referendum was for \$16,000 and that the \$582 could come out of equipment fund. Trustee Lynch noted that the actual work may be under bid price. Trustee Lynch moved to accept the bid, seconded by Trustee Gilmore. Vote/4 ayes. CARRIED.

'PEDDLER's PERMIT': Tabled at this time.

PARKING ON MAIN STREET NEAR INTERSECTIONS: Copies of the LL were sent to each trustee. Chief Dalton stated that we could reinstate the no parking from curb and side walk used during the winter months. Trustee Lynch had asked the Highway Dept. about this and Scott says that it doesn't help at all. Discussion of 60-70' here to corner, however, need signs for anything over 20'. 20' is a State law. Possibility of a sign at the Village limits. More investigation needed.

JULIE TOOMB: Trustee Gilmore noted that he would like to talk about that in Executive Session. Deputy Mayor Pope noted that this could not be done. No discussion.

CORRESPONDENCE: Letter of thank you received from Mrs. Grace Cleason of the Kings Daughters Free Library thanking the Village crews for their work on the Library and for the fine job. Trustee Gilmore noted that the Cemetery and Parks Department and also Roger Bulman should be commended as well as Trustee Lynch.

DEPARTMENT HEAD MEETINGS; Trustee Lynch would like to have all the department heads come to the Board meetings at least once every three (3) months for a 1/2 hour discussion during the months of January and March. Some discussion followed. Suggestion only.

MISCELLANEOUS; Trustee Gilmore noted the hard work and effort put in to the Leukemia Celebrity Waiter dinner. He noted particularly the Smith family, Shelly, David, David, and Holley.

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EXECUTIVE SESSION: Trustee Gilmore moved to go into executive session for reasons of personnel, seconded by Deputy Mayor Pope, VOTE/ 4 ayes. CARRIED. TIME: 8:47 P.M.

A motion made by Trustee Gilmore and seconded by Trustee Lynch to come out of executive session at 9:13 p.m. Vote/4 ayes CARRIED.

ADJOURNMENT; Trustee Gilmore moved and Deputy Mayor Pope seconded to adjourn the Village Board Meeting at 9:14 p.m. Vote/4 ayes. CARRIED.

RESPECTFULLY SUBMITTED

Bonnie J. Hays
Village Clerk

289 1/2

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK,)
County of Wayne,) SS:

Rosalie J. Mouton, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

October 23, 1991

**LEGAL NOTICE
BID FOR
CAB REPLACEMENT
ON 1975 FORD
L-8000 DUMP TRUCK
PLEASE TAKE NOTICE**

that the Board of Trustees of the Village of Palmyra is seeking sealed bids for one (1) cab replacement on a 1975 Ford L-8000 Dump Truck, for the Village of Palmyra Highway Department. Specifications are available at the Office of the Village Clerk, 144 East Main Street, Palmyra, Wayne County, New York, between the hours of 9:00 a.m. and 5:00 p.m. Monday through Friday.

Bids will be received by the Village Clerk up to 12 noon, Nov. 7, 1991, at which time the bids will be publicly opened. Section 102-d of the General Municipal Law requires a non-collusive certificate attached to the bid signed by the bidder.

The Board of Trustees of the Village of Palmyra reserves the right to reject any or all bids and re-advertise.

**THE VILLAGE BOARD
VILLAGE OF PALMYRA**

Ethel B. Johnson
Village Clerk

Dated: October 21, 1991
(2302) (O-23)

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me
this 29th day of October 1991

Maureen Freida
Notary Public

Fee: \$ 15.02

MAUREEN FREIDA
Notary Public, State of New York
WAYNE COUNTY
Registration # 4980596
Commission Expires 4/22/93

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MAUREEN FREIDA
Notary Public State of New York
WAYNE COUNTY
Registration # 4860088
Commission Expires